

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 15, 1989  
7:30 P.M.

ROLL CALL Present: Council Members - Hinchman, Olson, Reid, and Pinkerton (Mayor)

Absent: Council Members - Snider

Also Present: Assistant City Manager Glenn, Community Development Director Schroeder, Assistant City Engineer Prima, City Attorney McNatt, and City Clerk Reimche

INVOCATION The invocation was given by Dr. Wayne Kildall, Center of Hope.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was led by Mayor Pinkerton.

PRESENTATIONS

PROCLAMATIONS Mayor Pinkerton presented a proclamation proclaiming "International Friendship Day 1989" to Charlene Fondrevay and Marvin Curtis.

CC-37

STATE OF THE STATE MESSAGE PRESENTED BY ASSEMBLYMAN PHIL ISENBERG A State of the State message was presented by Assemblyman Phil Isenberg. A lengthy discussion followed with questions regarding various items of mutual interest being posed by members of the City Council.

CC-7(f)

SAN JOAQUIN COUNTY ARTS COUNCIL MULTI-CULTURAL ARTS PROGRAM PRESENTATION Mr. Marvin Curtis, Vice-President of the San Joaquin County Arts Council made a presentation regarding the County's Arts Council Multi-Cultural Arts Program.

CC-7(b)  
CC-97

CONSENT CALENDAR In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Reid, Olson second, approved the following items hereinafter set forth. The following agenda items were removed from the Consent Calendar and discussed immediately following the approval of the Consent Calendar.

Agenda item E-11 - Approve Memorandum of Understanding regarding housing rehabilitation between the City of Lodi and San Joaquin County.

Agenda item E-12 - Introduce Ordinance amending Lodi Municipal Code, Chapter 13, by adding thereto Section 13.04.130, establishing a 10% rate adjustment on water, sewerage and refuse collection rates for certain low-income persons.

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CLAIMS CC-21(a) Claims were approved in the amount of \$1,330,717.80.

MINUTES The Minutes of January 18, 1989 were approved as written.

Continued February 15, 1989

PLANS AND  
SPECIFICATIONS FOR  
WATER WELL NO. 11  
ABANDONMENT, 6013  
EAST HIGHWAY 12  
APPROVED

CC-12.1(c)

The City Council approved the plans and specifications for the Water Well No. 11 Abandonment, 6013 East Highway 12, and authorized advertising for bids.

The City Council was advised that this project is for the abandonment of Well No. 11. The well is an open hole type well, drilled in 1959. It has been out of service since 1981 for high dibromochloropropane (DBCP) test results and excess sand production. Past attempts to rehabilitate problem wells of this type have been costly and generally not successful. Therefore, abandonment is recommended.

SPECIFICATIONS FOR  
ONE 1989 TRUCK CAB  
AND CHASSIS WITH  
COMBINATION CATCH  
BASIN AND SEWER  
CLEANING MACHINE  
APPROVED

CC-12.1(b)

The City Council approved the specifications for one 1989 truck cab and chassis with combination catch basin/sewer cleaning machine and authorized the Purchasing Officer to advertise for bids. Funds for this unit were authorized by the City Council, with the approval of the 1988-89 Operating Budget.

AWARD BID FOR  
PURCHASE OF CLASS 3  
WOOD UTILITY POLES

RES. NO. 89-17

CC-12(d)  
CC-300

The City Council adopted Resolution No. 89-17 awarding the bid for the purchase of 51 Class 3 wood utility poles to the low bidder, McCormick and Baxter Creosoting Company of San Francisco, in the amount of \$10,994.32.

On January 18, 1989, the City Council approved specifications and authorized advertisement for bids for the purchase of Class 3 wood utility poles with the following bids being received:

BIDDER	AMOUNT
McCormick & Baxter	\$10,994.32
North Pacific Lumber Co.	\$13,259.54
J. H. Baxter and Company	\$13,726.58

Poles in three lengths are included in this purchase:

10 each 35-foot  
35 each 45-foot  
6 each 50-foot

These poles will be purchased to support the Electric Utility Department's ongoing maintenance program of replacing damaged or deteriorated poles currently in service.

Delivery is expected about five weeks after placement of the order. Funding is available in the Electric Utility Department's operating fund.

Continued February 15, 1989

AWARD BID FOR  
PURCHASE OF TURF  
FERTILIZER

RES. NO. 89-18      The City Council adopted Resolution No. 89-18 awarding the bid for the purchase of 19.5 tons of slow-release turf fertilizer to the low bidder, Acampo Ag Service of Acampo, California, in the amount of \$7,833.93.

CC-12(d)  
CC-300

The City Council was advised that, on January 4, 1989, the City Council approved specifications and authorized advertisement for bids for slow-release turf fertilizer. Bids were opened on January 24, 1989 with the following results:

Acampo Ag Service Acampo	\$7,833.93
Turf-Tech, Sacramento	\$8,802.94
San Joaquin Sulphur Company, Lodi	\$10,024.95
Plant-Gro Corp., San Jose	\$10,851.75

Each year the Parks Department purchases fertilizer for use on the City's 208 acres of parks. It is the Department's intent to buy slow-release commercial fertilizer which provides recommended amounts of required nutrients and maximizes coverage per ton, yet releases nitrogen over an extended period to reduce the need for re-application.

The funds for this purchase have been budgeted in the Parks Department 10.0-752.03-352 account.

ACCEPT IMPROVEMENTS  
UNDER PIPING FOR  
DIESEL TANK AT WHITE  
SLOUGH WATER POLLUTION  
CONTROL FACILITY, 12751  
NORTH THORNTON ROAD,  
PROJECT

CC-90

The City Council accepted the improvements for "Piping for Diesel Tank at White Slough Water Pollution Control Facility, 12751 North Thornton Road" and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

The City Council was advised that the contract was awarded to Ramcon of West Sacramento on October 19, 1988 in the amount of \$12,937.00. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

The contract completion date was January 11, 1989 and the actual completion date was January 11, 1989. The final contract price was \$12,937.00.

EXTENSION OF "NO  
PARKING" ZONE ON  
WEST SIDE OF CHURCH  
STREET NORTH OF THE  
ALLEY ACCESS TO THE  
CIVIC CENTER APPROVED

RES. NO. 89-19

CC-45(i)  
CC-48(e)  
CC-300

The City Council adopted Resolution No. 89-19 extending the existing 8' of "No Parking" to 54' of "No Parking" on the west side of Church Street north of the alley access to the Civic Center.

The City Council was apprised that a sight distance problem concerning safe exiting from the Church Street alley access to the Civic Center was received from the Police

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Department. They felt that eliminating two to three stalls will alleviate this problem. In response to this request, the Public Works staff performed a sight distance analysis which would result in the elimination of all but one stall north of the alley (five stalls eliminated). A review of available accident records shows there have been no accidents from 1986 through January 29, 1989.

Due to the shortage of downtown parking and the high parking demand in this area, staff recommends that 2 stalls be removed at this time and, if necessary, the Public Works Director may use his authority to add an additional 20' (1 stall) of "No Parking".

LAND PURCHASE  
AGREEMENT FOR WELL  
22 SITE, 2040 SOUTH  
CHEROKEE LANE AND  
RESOLUTION NO. 89-20  
DESIGNATING ITS USE  
FOR PUBLIC PURPOSES  
AS A WELL SITE  
APPROVED

RES. NO. 89-20

CC-27(a)  
CC-183(b)  
CC-300

The City Council approved a purchase agreement for the Well 22 site, 2040 South Cherokee Lane, and authorized the City Manager and City Clerk to execute the agreement, and adopted Resolution No. 89-20 designating its use for public purposes as a well site.

The City Council was apprised that the City has been negotiating with the State for this property for a number of years. Acquiring property from the State is a different process than acquiring from a private corporation. The State does its own appraisal and negotiations start at that point. This acquisition was more complicated because PG&E has an existing gas main on the site and needed an easement. Because agreement could not be reached on the purchase price, the State gave a right-of-entry to the City so that the well could be installed.

After many meetings with the State and PG&E, agreement has been reached. The total purchase price of the site is \$45,000. PG&E will pay \$5,000 for their easement and the City will pay \$40,000 for the site which includes a water well hazard exclusion easement on adjacent property also owned by the State. Upon receipt of the \$40,000 from the City and \$5,000 from PG&E, Caltrans will request the California Transportation Commission to authorize conveyance of the easement and deed.

During negotiations, the City hired an appraiser to review the State's appraisal and prepare another appraisal. Doing this helped reduce the cost of the parcel from \$54,122 to \$45,000 and did not hold up the project.

PUBLIC HEARING SET  
TO ACCEPT COST OF  
CONSTRUCTION REPORT  
AND HEAR OBJECTIONS  
FROM PROPERTY OWNERS  
LIABLE TO BE ASSESSED  
FOR INSTALLATION OF  
SIDEWALK AT 1000  
SOUTH HUTCHINS  
STREET

CC-45(e)

The City Council set a public hearing for March 15, 1989 to receive the cost of construction report and to hear objections or protests from property owners liable to be

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assessed for the cost of construction at 1000 South Hutchins Street.

The City Council was informed that there was only one parcel within the Hutchins Street, Rimby Street to Vine Street, project limits that did not have sidewalk. During the construction of this project, the property owner was notified that the sidewalk must be installed. The owner did not install the sidewalk and after the time prescribed in the Streets and Highways Code, the City notified its contractor to do that work. The work has been completed and the Code requires that the legislative body set a time and place to hear the report and any objections which may be raised by the property owners who are liable for the construction.

SECTION 13.08.010  
OF THE LODI MUNICIPAL  
CODE AMENDED TO REQUIRE  
THAT WATER RATES BE  
SET BY ORDINANCE  
INSTEAD OF RESOLUTION

ORD. NO. 1446  
INTRODUCED

CC-51(a)  
CC-56  
CC-149  
CC-183(e)

The City Council introduced Ordinance No. 1446 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Section 13.08.010 To Require Adoption of Rates for Water Service by Ordinance in Lieu of Resolution".

City Attorney McNatt apprised the City Council that recent State legislation has modified Health and Safety Code Section 5471 which previously required that sewage and solid waste disposal rates be set by ordinance as opposed to resolution. Now included in that section is rate setting for water systems, which now must also be adopted by ordinance. In fact, Lodi Municipal Code Section 13.08.010 specifies that water rates shall be adopted or established by "resolution" of the Council. Based on the recent change in State law, it is now necessary that this portion of the Municipal Code be amended to reflect the change. Therefore Ordinance No. 1446 brings the City into compliance with State law by providing that our water rates be set via ordinance rather than resolution.

ORDINANCE INTRODUCED  
FORMALIZING RULES AND  
REGULATIONS FOR ELECTRIC  
SERVICES

ORD. NO. 1447  
INTRODUCED

CC-51(d)  
CC-149

The City Council introduced Ordinance No. 1447, entitled, "An Ordinance of the Lodi City Council Repealing Lodi Municipal Code Section 13.20.010 and Section 13.20.020, and Reenacting Section 13.20.010".

The City Council was advised that the City of Lodi Municipal Electric Department has furnished electric service in accordance with rules and conditions which until now have been generally unwritten. In the interest of uniform understanding and application, we are requesting that formalized, written rules and regulations be adopted and provided for ready reference by the public as well as City staff.

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A review of the services which the City has been providing disclosed some areas requiring immediate change to conform with modern utility practice. These areas generally include the following three items: (1) No future MASTER METERING installations will be made, (2) Developer's construction responsibility will include a non-refundable payment prior to construction, and (3) Interruption of service for necessary repairs will be coordinated with customers and involve the least inconvenience; however, if a customer requests after-hours (overtime) work by the City for customer's convenience, customer shall pay all payroll and associated costs for services requested outside normal working hours.

Periodic review of these Rules and Regulations should be made no less often than every 36 months.

Existing LMC Section 13.20.010 (Service Wires) and 13.20.020 (Resale of Electrical Energy) should be repealed and Section 13.20.010 reenacted as amended, allowing adoption of Rules and Regulations by Resolution of the City Council.

REVISED LIMITS ON  
CITY OF LODI  
MASTERCARDS HELD BY  
CITY MANAGER AND  
CITY CLERK  
APPROVED

CC-6  
CC-90

The City Council authorized the City Manager and the City Clerk to amend the agreement with the Farmers and Merchants Bank of Central California concerning City credit cards to make adjustments to the present limits of the City Manager and City Clerk as follows:

- a) City Manager's limit adjusted from \$5,000 to \$10,000
- b) City Clerk's limit adjusted from \$10,000 to \$15,000

The City Council was advised that, for the past three years, the City has utilized credit cards in conjunction with attendance by the City Council and staff at conferences, training seminars, and other miscellaneous meetings. For the past two years the agreement has been with the Farmers and Merchants Bank of Central California and this has proved most satisfactory. The use of these cards results in monthly reports of precise accounting of such expenditures and has proven to be an excellent management tool.

It is now necessary to recommend to the City Council that the limits presently in place for the City Manager and City Clerk be increased by \$5,000 each. Advance registration and transportation costs are arranged for, using these cards. When two or three different conferences, training seminars, and the like, occur in close proximity to one another these arrangements can exceed the current limits. This primarily is the result of increased costs, particularly in airfare. Accordingly, it is recommended the credit card limit for the City Manager be adjusted from \$5,000 to \$10,000; and the limit for the City Clerk be adjusted from \$10,000 to \$15,000. All other cards issued (Assistant City Manager, Finance Director, Community Development Director and Parks and Recreation Director) will remain at \$5,000.

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RESOLUTION ADOPTED  
 APPROVING MEMORANDUM  
 OF UNDERSTANDING FOR  
 COMMUNITY DEVELOPMENT  
 BLOCK GRANT FUNDED  
 HOUSING REHABILITATION  
 WITHIN THE CITY OF LODI

RES. NO. 89-21      The City Council was advised that on December 21, 1988, the City Council authorized the transfer of Lodi's housing rehabilitation to San Joaquin County per HUD's recommendation.  
 CC-55  
 CC-300

The proposed MOU drafted by staff, which was presented for the City Council's review, outlines the terms of this transfer and the responsibilities of each party. Essentially, this MOU calls for the City to transfer the entire balance of funds currently allocated to Lodi's Housing Rehabilitation Program (plus interest and less administrative expenses and fees already incurred) to San Joaquin County. This would include approximately \$140,295.46 presently held in the Housing Rehabilitation Account at Bank of America plus one quarter's interest and approximately \$182,967.63 that has not yet been requisitioned from the Federal Government (as the federal funds normally flow through the Urban County, the latter transfer only requires a letter from the City Manager authorizing San Joaquin to draw down the funds on the City's behalf). All other provisions are as stated.

The City Attorney and a representative for San Joaquin County have both reviewed the document. Staff believes the MOU adequately protects the City's interests and is fair for all parties involved.

Discussion followed with questions regarding the subject being directed by members of the City Council to staff.

On motion of Council Member Hinchman, Olson second, the City Council adopted Resolution No. 89-21 entitled, "Resolution of the Lodi City Council Approving the Memorandum of Understanding Between the City of Lodi and San Joaquin County Regarding Lodi's Housing Rehabilitation".

ORDINANCE INTRODUCED  
 MAKING PROVISION FOR  
 RATE REDUCTION IN  
 WATER, SEWER AND  
 REFUSE TO CERTAIN  
 LOW INCOME PERSONS

ORD. NO. 1445  
 INTRODUCED

CC-44  
 CC-51(a)  
 CC-51(d)  
 CC-149  
 CC-183(e)

City Attorney McNatt advised the City Council that, in response to concerns expressed by members of the public in connection with a recent adjustment of water rates, the Council has directed that an ordinance be prepared for consideration, making provision for a rate reduction for certain low income persons. After investigation and much discussion, it was determined that it would be impractical to try to draft a measure which would apply to all persons in low income status irrespective of age. A draft ordinance presented to the Council was directed only to those persons identified as "low income" by the Social Security Administration, based on the criteria for eligibility for Supplemental Security Income (SSI), or State benefits under the State Supplemental Payment (SSP) program.

In lieu of trying to modify the three separate statutes setting rates for water, sewer, and refuse collection, the Council recommendation that it all be done with a single ordinance proved most workable. The ordinance presented for the City Council's approval will add a section to Chapter 13.04 of the Lodi Municipal Code, in effect applying a 10% rate adjustment, exclusive of surcharges, to the bills of all eligible low income persons. This avoids the necessity of modifying three separate rate schedules each time fees or rates are adjusted.

City Council discussion followed with questions regarding the matter being directed to the City Attorney and other members of the Staff.

On motion of Council Member Reid, Hinchman second, the City Council introduced Ordinance No. 1445 amending Lodi Municipal Code, Chapter 13, by adding thereto Section 13.04.130 establishing a 10% rate adjustment on water, sewerage and refuse collection rates for certain low-income persons. The motion carried by unanimous vote of all Council Members present.

#### COMMENTS BY CITY COUNCIL MEMBERS

The following comments were received under the "Comments by City Council Members" segment of the agenda:

#### MEMBERS OF CITY STAFF APPLAUDED

Council Member Hinchman complimented Assistant City Manager Glenn and City Attorney McNatt for responding so quickly to problems he had encountered and for which he requested assistance.

#### FITNESS PROGRAM FOR CITY EMPLOYEES

CC-6  
CC-34

Council Member Hinchman asked that, in order to promote fitness for all city personnel, Staff look into the possibility of providing an exercise/workout area which would be available to all city employees.

#### QUESTIONS POSED REGARDING "CURBSTONING" AND WHETHER OR NOT CARS FOR SALE THAT ARE PARKED ON LOWER SACRAMENTO ROAD ARE PARKED LEGALLY

CC-6  
CC-45(a)  
CC-45(i)  
CC-48(a)  
CC-48(e)

Council Member Reid asked if cars for sale that are not parked parallel to the curb on Lower Sacramento Road, are indeed illegally parked, and if they are illegally parked, why they are not being ticketed.

#### UPDATE ON RECENT AMERICAN PUBLIC POWER ASSOCIATION WORKSHOP

Council Member Reid gave a report on a recent American Public Power Association Workshop he and Council Member Olson attended in Washington D. C.

#### WISHES FOR A SPEEDY RECOVERY EXTENDED TO MAYOR PRO TEMPORE SNIDER FAMILY

Mayor Pinkerton expressed the concern of this community for Mayor Pro Tempore Snider and his family and expressed wishes for a speedy recovery to Mrs. Snider and daughter Ashley.



COMMENTS BY THE  
PUBLIC ON NON  
AGENDA ITEMS

The following comments were received under the "Comments by the public on non-agenda items" segment of the agenda:

EXECUTIVE DIRECTOR  
OF THE BUILDING  
INDUSTRY ASSOCIATION  
OF THE DELTA  
INTRODUCED

Mr. Dennis Bennett introduced Don Payne, the new Executive Director of the Building Industry Association of the Delta.

INVITATION EXTENDED  
TO ATTEND THE LODI  
SYMPHONY ORCHESTRA  
CONCERT

Eileen St. Yves extended an invitation to attend the Lodi Symphony Orchestra concert being held Saturday night, February 18, 1989, 8:00 p.m. at the United Congregational Christian Church.

RECESS

Mayor Pinkerton declared a five-minute recess and the meeting reconvened at approximately 8:35 p.m.

PUBLIC HEARINGS

HOUSING AND  
COMMUNITY DEVELOPMENT  
NEEDS WITHIN THE  
CITY LIMITS OF LODI

CC-55

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing regarding housing and community development needs within the City limits of Lodi.

Assistant Planner Norman Hom addressed the City Council advising that this public hearing is being held to obtain the views of citizens on Lodi's housing and community development needs as stipulated by CFR Section 570.301 (a) (2) (ii).

Further, Mr. Hom advised the City Council that:

The City's expected Community Development Block Grant (CDBG) for the 1989 fiscal year is approximately \$350,000.

Approximately \$290,000 of the Grant will be available for various projects.

All projects undertaken with these funds must address one of the following three broad national objectives:

- benefit low and moderate income families;
- aid in prevention or elimination of slums or blight; and
- meet some community development need having a particular urgency

Projects that the City has funded before with CDBG funds included:

- the new swimming pool at Blakely Park;
- The establishment of a housing rehabilitation program;
- the handicap-accessibility of various City park restrooms;
- the provision of shade, picnic, and play facilities at certain City parks;
- construction of a water well; and
- fixtures (cabinets) at the Senior Center at Hutchins Street Square

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The comments received from the public during this hearing will be used to help staff prepare a list of project proposals for consideration at another public hearing to be held in March.

The comments received during the 1:30 p.m. hearing were relayed to the Council as follows:

- two representatives for Church Women United spoke out concerning the lack of affordable housing for seniors, single women in particular;
- these two also expressed some concern that the utility rate reduction was only intended for low income seniors and did not include moderate income seniors; and
- finally, they recommended that the City consider the construction of shelters for Dial-A-Ride customers.

The staff informed the Council that another City department did recommend that the Hale Park General Improvements, which included basketball and volleyball courts, exercise area, and storage building, and the Hale Park Parking Lot Expansion, both items totaling \$275,000 for 1989 fiscal year, be approved. These items were previously included in the City's 5-year Capital Improvement Program.

Mr. Harry Marzolf, President, Fellowship In Action, 222 West Lockeford Street, Suite Nine, Lodi addressed the City Council and presented the following information:

"Fellowship in Action is asking for \$25,000 from the City of Lodi Community Block Grant Fund. This money would pay for part of the reconstruction costs of rehabilitating a building at 19 South Sacramento Street into a shelter for the homeless.

Fellowship In Action is a non-profit organization comprised of a group of Lodi area residents concerned about the difficulties local service agencies face in finding, keeping and paying for a suitable facility for their particular program. Many agencies have inadequate facilities or the rent constitutes a large portion of their budget. By controlling the cost of rent, organizations would be better able to direct their energy, expertise and money to their specific programs.

With this in mind, Fellowship In Action set their goal: to purchase, renovate and equip facilities for local social concerns organizations with the help of voluntary labor and materials provided at cost.

We saw the need for an expanded facility for the Lodi New Life Mission. This non-profit organization located on Sacramento Street provides food, clothing and shelter for homeless and destitute men, women and children. Their current facilities are ill-equipped, inadequate and too expensive.

Fellowship In Action purchased an old building at 19 North Sacramento Street with the intention of rehabilitating the structure and offering it to Lodi New Life Mission. We have enclosed a copy of the proposed floor plan.

Our goal for this project is to raise \$100,000. We ask for your assistance in helping us realize our vision with your commitment of \$25,000 from the Community Development Block Grant Fund.

Thank you for your consideration.

Sincerely,

FELLOWSHIP IN ACTION

s/Harry Marzolf  
President"

FELLOWSHIP IN ACTION

Proposed First Year Budget

1988-89

Income

Gift from community. . . . . \$100,000

TOTAL INCOME . . . . . \$100,000

Expenses

Purchase property - 19 N. Sacramento Street. . \$ 15,000

Interest to bank for loan. . . . . \$ 3,000

Miscellaneous expenses (insurance, etc.) . . \$ 3,500

Building Improvements. . . . . \$ 78,500

TOTAL EXPENSES . . . . . \$100,000

There being no other persons wishing to speak, the public portion of the hearing was closed.

A lengthy discussion followed with questions being directed to Staff and to Mr. Marzolf.

No formal action was taken or required by the City Council following this public hearing.

PLANNING COMMISSION Community Development Director Schroeder reported that the Planning Commission had not met since the City Council received its last report.

COMMUNICATIONS  
(CITY CLERK)

CLAIMS CC-4(c) On motion of Council Member Hinchman, Olson second, the City Council denied the following Claim and referred it back to ADJUSTCO, the City's Contract Administrator:

a) Theresa Tomlinson, DOL 5/27/88

APPOINTMENT TO LODI  
ARTS COMMISSION

CC-2(k)

On motion of Council Member Hinchman, Olson second, the City Council concurred with the Mayor's appointment of Doris Johnson Mann to fill the unexpired term of Lodi Arts Commissioner Pamela Ann Amrine, which term expires May 5, 1990.

LETTER RECEIVED  
FROM CITIZEN  
REQUESTING A WOOD-  
PICKUP PROGRAM  
ONCE A MONTH

CC-6  
CC-16  
CC-49

On motion of Council Member Olson, Reid second, the Mayor referred to Staff for review and clarification the following letter which had been received from Naomi McCallum Carey:

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"What is to be done:

With each storm, God does his pruning, and, throughout the year, He rids trees of dead branches. It is for mere mortals to remove the debris.

The City of Lodi and the Sanitation Company have presented the citizens with an excellent recycling program -- as far as it goes.

A good portion of recyclable material is going to the dump or is sitting in backyards waiting for disposal. Tree refuse. One can place small twigs and cuttings in the garbage can--but what of the large branches which fall?

Right now, a ten-ft branch and the remains of a 15-ft tree onto which it fell are in my yard waiting for me. After considerable effort with a hatchet and saw, I can reduce it to smaller pieces for placing in the Wastewheeler. It will take up all of the space so I shall have to do this over a period of a month or so.

While I am only 60 and fairly strong--how do my neighbors who are infirm or 80 or both take care of this?

It's bad enough getting rid of the debris from our own trees but when that from city trees cannot be disposed of, what do we do?

After all this effort, it remains that the wood is going to the dump. The Christmas-tree pickup went to a chipping machine and became fertilizer.

Could you institute a wood pickup once a month in order to use this material more efficiently? This would round-out nicely the recycling program you have put into effect.

Sincerely,

s/Naomi McCallum Carey"

#### REGULAR CALENDAR

REQUEST FOR SUPPORT  
OF CHILD CARE  
COORDINATOR POSITION  
FOR SAN JOAQUIN COUNTY  
APPROVED

CC-6  
CC-7(b)  
CC-124

The City Council was advised that the City of Lodi has, as have all cities in San Joaquin County, been requested by the County Board of Supervisors to participate in the establishment of a new position of Child Care Coordinator. Also contacted have been various businesses and private sector associations, as well as the school districts in the County. Mayor Pinkerton and the City Manager met recently with Board Chairman Evelyn Costa and County Administrator David D. Rowlands, Jr. to discuss this issue. The County representatives met with the mayors and city managers in each of the six cities in the County. The County is contributing \$5,000 to this effort. The larger cities (Lodi, Manteca and Tracy) are being requested to contribute \$2,500 each, and the cities of Escalon and Ripon are being asked to contribute \$1,000 each.

The City Manager presented a copy of the letter from Chairman Costa which makes the specific request and a memo, also written by Ms. Costa, which outlines the reasons for the recommendation of this position. The person appointed will:

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- . determine child care needs in various areas of the county, assessing the quantity, quality and affordability of what is available;
- . determine the requirements of the Planning Departments and other regulatory agencies in order to clarify and simplify the process for those desiring to provide child care;
- . assist businesses who are interested in employer-supported child care and promote creative and cooperative ventures;
- . conduct workshops and compile information on child care for business, government, providers and parents;
- . assist in developing a plan which will show at the completion of the project options on how this community can proceed to address our child care needs.

This will be a position for the coordination of child care efforts throughout the County, and to assess needs. The County, at least not at this point, is not going in the child care business. It is not the intention of the County to operate one or more child care facilities. It is anticipated that the money raised initially will fund this position for the first 18 months. If the program is to continue beyond that point, it will probably be funded by the County. There is no plan to come back to the cities for additional funding for this position in the future.

Following discussion, on motion of Council Member Olson, Hinchman second, the City Council authorized the expenditure of \$2,500 to assist the County of San Joaquin in establishing a new position of Child Care Coordinator. The funding source for this appropriation is the Contingent Fund.

RESOLUTION NO.  
89-22 ADOPTED -  
RESOLUTION OF  
SUPPORT FOR MEASURE  
A - ONE-HALF CENT  
INCREASE IN SALES  
TAX FOR TWENTY YEARS  
TO BE USED FOR  
CONSTRUCTION OF JAIL  
AND RELATED FACILITIES,  
JAIL OPERATIONS, AND  
PREVENTION PROGRAMS

The City Council was reminded that the County's jail construction ballot measure (Measure A) goes before the voters in a special election March 7, 1989. It has been a topic of public discussion for many months.

CC-7(b)  
CC-18  
CC-19  
CC-152  
CC-300

The following information regarding the matter were presented to the City Council:

#### JAIL PROBLEMS AND PUBLIC SAFETY IN SAN JOAQUIN COUNTY

##### The Problem: Overcrowding

San Joaquin County has a worn-out, old jail, which lacks room to house all the people who should be jailed. The overall jail population is nearly two-thirds more than the state allows. The men's jail, designed for 356 inmates, operates at almost double that number. This overcrowding is a serious threat to the safety of staff and inmates. Because our jail does not meet state and national

standards, federal courts could intervene. In other counties, federal courts have ordered the release of inmates or have seized control of money from other County programs such as libraries and parks to pay for a new jail.

#### The Solution: Jail Master Plan

A Citizens Jail Advisory Committee worked eighteen months to complete the policy framework for a Jail Master Plan, which includes housing 2,240 inmates by the year 1995. The Committee included 45 local community members, law enforcement and criminal justice professionals, and professional staff from San Joaquin County. In July 1987, the Jail Master Plan was adopted by the County Board of Supervisors. The plan triples the present number of beds approved by the state, builds a new jail, centralizes the Sheriff's headquarters and updates its technology, and remodels the honor farm where sentenced inmates are housed. Construction of the \$121 million project is planned to start in September 1989 and to finish in 1992. Our County's estimated cost per bed is about \$20,000 less than similar facilities recently built in Sacramento, Santa Clara, and Contra Costa Counties.

#### Paying for the Solution: Sales Tax

Proposition 52 State Jail Bonds will pay for \$26 million of the construction cost of \$121 million, if the County supplies the local match of \$9 million. Three ways to pay for the County's responsibility \$95 million (\$121 - 26 = \$95 million) were studied: (1) General obligation bonds would not supply any money for operating costs of \$31 million a year and would result in a property tax override of about 7% over twenty years. (2) Lease-purchase financing would require gutting all other County programs to supply money for jail operating expenses. (3) A sales tax, however, would pay for construction and some operating expenses and would spread the cost to all citizens. A sales tax would also provide some money for drug prevention, early intervention, rehabilitation, and education programs in schools and the community.

San Joaquin County voters will be asked in March 1989 to approve a one-half cent increase in sales tax for twenty years. The new revenue could only be used for construction of jails and related facilities, jail operations, and prevention programs.

San Joaquin County Sheriff John Zunino and County Administrator Dave Rowlands were in attendance and responded to questions regarding the matter as were posed by members of the City Council.

Following discussion, on motion of Council Member Reid, Hinchman second, the City Council by unanimous vote of members present adopted Resolution No. 89-22 - Resolution of Support for Measure A - one-half cent increase in sales tax for twenty years to be used for construction of jails and related facilities, jail operations, and prevention programs.

Following the adoption of the Resolution of Support, San Joaquin County Supervisor Doug Wilhoit, who was in the audience, addressed the City Council thanking the City Council for its support.

ADDITIONAL ITEM  
ADDED TO AGENDA

Following introduction of the matter by Assistant City

Continued February 15, 1989

Manager Glenn, the City Council, on motion of Council Member Olson, Hinchman second, determined that a need for the following matter to be considered by the City Council arose after the agenda was posted and approved its placement on the formal agenda.

PURCHASE OF VEHICLE  
FOR THE POLICE  
DEPARTMENT  
APPROVED

CC-20  
CC-47

Assistant City Manager Jerry Glenn apprised the City Council that on Monday, February 12, 1989, he was notified by Captain Martin and Dennis Callahan, Building and Equipment Superintendent, that a 1981 Ford used by the Detective Bureau has serious engine and transmission problems. Mr. Glenn advised that it is not cost effective to repair this vehicle. The vehicle is scheduled for replacement in the 1989-90 fiscal year and sufficient funds are available in the Equipment Fund to replace this vehicle.

On motion of Council Member Olson, Hinchman second, the City Council approved the appropriation of \$12,500 from the Equipment Fund to purchase a vehicle for the Police Department.

ORDINANCES

URGENCY ORDINANCE  
ADOPTING BY REFERENCE  
THOSE RATES AND CHARGES  
FOR WATER SERVICE  
ESTABLISHED IN  
RESOLUTION 89-02  
ADOPTED

ORD. NO. 1448  
ADOPTED

CC-56  
CC-149  
CC-183(a)

City Attorney McNatt advised the City Council that recent State legislation has modified Health and Safety Code Section 5471 which previously required that sewage and solid waste disposal rates be set by ordinance as opposed to resolution. Now included in that section is rate setting for water systems, which now must also be adopted by ordinance. In fact, Lodi Municipal Code Section 13.08.010 specifies that water rates shall be adopted or established by "resolution" of the Council. Based on the recent change in State law, it is now necessary that this portion of the Municipal Code be amended to reflect the change. This ordinance is proposed for adoption as an urgency measure, based on health, safety, or welfare considerations, so that the City may comply with State law.

On motion of Council Member Hinchman, Reid second, the City Council adopted Urgency Ordinance No. 1448, entitled, "An Urgency Uncodified Ordinance of the Lodi City Council Adopting by Reference those Rates and Charges for Water Service Established in Resolution No. 89-02". The motion carried by unanimous vote of all Council Members present.

CLOSED SESSION  
PERTAINING TO  
LABOR RELATIONS -  
HOLIDAY LEAVE

CC-34  
CC-200(a)

At approximately 9:17 p.m., Mayor Pinkerton adjourned the meeting to a "Closed Session of the Council pertaining to labor relations - holiday leave".

Continued February 15, 1989

## ADJOURNMENT

The City Council reconvened at approximately 9:30 p.m. and there being no further business to come before the Council, Mayor Pinkerton adjourned the meeting at 9:30 p.m.

ATTEST:

*Alice M. Reimche*  
Alice M. Reimche  
City Clerk